

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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ELECTRONICALLY FILED  
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NASER DERVISEVIC, on behalf of himself :  
and others similarly situated, :  
Plaintiff, :  
-against- :  
WOLFGANG'S STEAKHOUSE, INC. and :  
WOLFGANG ZWIENER, REX :  
FERATOVIC, ZIJO MUSIC, PETER :  
ZWIENER, and STEVEN ZWIENER, :  
Defendants. :  
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19-cv-814 (VEC)

ORDER

VALERIE CAPRONI, United States District Judge:

WHEREAS on November 15, 2019, the parties in this case and the plaintiff in *Delijanin v. Wolfgang's Steakhouse, Inc.*, 18-cv-7854, appeared for a conference with this Court, Dkt. 42;

WHEREAS the Court had ordered Plaintiff to show cause why the Court should not stay this case until there has been a decision on the motion for collective and class certification in *Delijanin*, Dkt. 40;

WHEREAS Plaintiff stated on the record that he wishes to withdraw his motion for conditional certification of a FLSA collective, *see* Dkt. 26;

WHEREAS the Court also had ordered Plaintiff to show cause why his state law discrimination claims should not be dismissed for lack of supplemental jurisdiction, Dkt. 22;

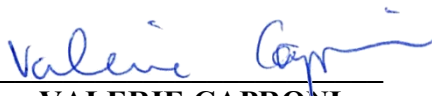
IT IS HEREBY ORDERED that Plaintiff's motion for conditional certification of a FLSA collective is DENIED as moot.

IT IS FURTHER ORDERED that discovery is stayed until the Court decides whether it has supplemental jurisdiction over Plaintiff's state law discrimination claims.

The Clerk of Court is respectfully directed to close the open motion on Dkt. 26.

**SO ORDERED.**

**Date: November 15, 2019**  
**New York, New York**

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**VALERIE CAPRONI**  
**United States District Judge**